

ABSTRACT

The aim of the diploma thesis „Current issues of judicial proceedings in cases of international protection” is the evaluation whether the amendment of Asylum Act sufficiently fulfils requirements of the procedural Directive 2013/32/EU regarding the right to effective remedy. Namely these requirements are full and *ex nunc* examination of both fact and points of law that composes large part of this thesis, suspensive effect and time limits. In order to reach the goal of this thesis several questions are given which one of them relates to the right to effective remedy in international, European and national law. Hence the chapter two deals with the right to effective remedy in European Convention on Human Rights, Convention against Torture and International Covenant of Civil and Political Rights same as in EU Charter of Fundamental Rights and Charter of Fundamental Rights and Freedoms of the Czech Republic. Afterwards the thesis presents the main principles of administrative judiciary such as cassation principle and principle *ex tunc* and specifics of judicial proceedings in cases of international protection. Crucial part of the thesis is the chapter four that analyses above mentioned requirements of procedural Directive 2013/32/EU and transposition of these requirements by the amendment of Asylum Act. I conclude that the current legislation regarding judicial proceedings in cases of international protection is not sufficient with regard to the explicit requirement of *ex nunc* review. In the end, the thesis deals with considerations *de lege ferenda* when several options regarding the possible solutions of insufficient transposition of the procedural Directive 2013/32/EU are outlined.